Page 182 Proceedings it was just something that I read over and over again. So if I eliminated all that stuff, I just didn't I knew that I didn't knowingly or intentionally plagiarize. I didn't, you know, take this paper and try to make it into this. I knew that I exposed from the beginning. And I condition and that seems to be the best one to would be the paper that they would think that this was most like because there's a bunch of papers written on the exact Page 1 Proceedings And I even put, like, a note that methods is to refer to my findings on all of these. So all-inclusive of all of this information and all of the rulings regarding this information, and that is not specific to processes or tests or procedures. Methods was just I had to choose one to try and combine them all and that seems to be the best one to use. And I want to make sure that, in the interest of time, that
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that this was most like because there's 13 : And I want to make
14 a punch of papers written on the exact 1 14 sure that in the interest of time that
1 1
And I just feel like, even now, 16 aspects. So if I ask for a more
things where they're talking about 17 specific answer, it's just for that
methods. Testing methods was 18 reason. So to clarify, a sanction was
specifically used by me because there 19 not discussed at that time?
are so many papers on testing. There's 20 DEAN WILLIAMS: I'm sorry?
so many papers on processes. There are 21 as another and 22 so many papers on procedures that really 22 discussed at that
J T T
delve into this topic. Because it's DEAN WILLIAMS: A sanction was no
such a valuable topic, there's a lot of 24 discussed.
money behind it, that I used methods. 25 Ckay. Thank you.
Page 184 Page 1
1 Proceedings 1 Proceedings
2 So my next question is for you, 2 notes, 210 is, see Supernote 127.
0 34 77 1 77 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
3 Ms. Tshudy. Did you know well, you 3 <u>DEAN WILL</u> IAMS: Right.
4 went into it a little bit, about you 4: Then, if you look at
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	Page 186		Page 187
1	Proceedings	1	Proceedings
2	that again. I apologize. I'm just	2	think of is if somebody was looking at
3	having a little hard time tracking.	3	this and pulling from there and the cite
4	: No, you're fine.	4	of it, can you explain what happened?
5	So a note on the law review	5	Was it something different?
6	article, it's number 127; and then in	6	MS. TSHUDY: So most of the work
7	your paper, it is number 45 and they're	7	that I did with the note or, like, when
8	inconsistent. So you're referencing	8	I was going through the references was
9	Nycomed when the original reference is	9	clicking back and forth for the most
10	from 435 Federal if somebody knows	10	part, if that makes sense. Because you
11	how to say that better than me, please	11	can go and you can click, and then
12	jum <u>p in. (Inaudibl</u> e)	12	sometimes it pops up in the note where
13	: FTC versus Standard.	13	it pops up, but then sometimes it pops
14	: Okay. Shoot. Okay.	14	back down. So I'm literally thinking
15	FTC versus Standard.	15	that that was a mistake simply from
16	So that is a miscite by you to FTC	16	something related to that.
17	Standard.	17	And again, I wish I could give you
18	In my head, in my mind, one	18	a great example, but I'm completely, you
19	explanation for how that could happen is	19	know, open to tell you exactly what I
20	if somebody was looking at the list of	20	was looking at through in LexisNexis
21	references and I'm only saying that	21	not only has you able to jump straight
22	from a point of, as a student in	22	to the case, but it has you jump up in
23	undergrad, I've learned to look up	23	the note and stuff. And so if I made a
24	information to find sources in that way.	24	mistake like that then but, again,
25	The only explanation that I can	25	that was one of the most obvious cases
	Page 188		Page 189
1	-	1	
1 2	Proceedings	1 2	Proceedings
2	Proceedings read and everything.	2	Proceedings The second circuit explains in Nycomed
2 3	Proceedings read and everything. So if I accidentally read her	2 3	Proceedings The second circuit explains in Nycomed Inc. versus Glenmark Generics, that the
2 3 4	Proceedings read and everything. So if I accidentally read her thing through that, that could be	2 3 4	Proceedings The second circuit explains in Nycomed Inc. versus Glenmark Generics, that the right of public access allows open
2 3 4 5	Proceedings read and everything. So if I accidentally read her thing through that, that could be possible. But I know that I read	2 3 4 5	Proceedings The second circuit explains in Nycomed Inc. versus Glenmark Generics, that the right of public access allows open access to judicial documents and
2 3 4 5 6	Proceedings read and everything. So if I accidentally read her thing through that, that could be possible. But I know that I read Nycomed, you know, and it was very	2 3 4 5 6	Proceedings The second circuit explains in Nycomed Inc. versus Glenmark Generics, that the right of public access allows open access to judicial documents and provides information to the public in
2 3 4 5 6 7	Proceedings read and everything. So if I accidentally read her thing through that, that could be possible. But I know that I read Nycomed, you know, and it was very obvious what could be taken and directly	2 3 4 5 6 7	Proceedings The second circuit explains in Nycomed Inc. versus Glenmark Generics, that the right of public access allows open access to judicial documents and provides information to the public in hopes of making the courts appear more
2 3 4 5 6 7 8	Proceedings read and everything. So if I accidentally read her thing through that, that could be possible. But I know that I read Nycomed, you know, and it was very obvious what could be taken and directly drawn from that. So that could be a	2 3 4 5 6 7 8	Proceedings The second circuit explains in Nycomed Inc. versus Glenmark Generics, that the right of public access allows open access to judicial documents and provides information to the public in hopes of making the courts appear more legitimate.
2 3 4 5 6 7 8	Proceedings read and everything. So if I accidentally read her thing through that, that could be possible. But I know that I read Nycomed, you know, and it was very obvious what could be taken and directly drawn from that. So that could be a very mistake, if that makes sense.	2 3 4 5 6 7 8 9	Proceedings The second circuit explains in Nycomed Inc. versus Glenmark Generics, that the right of public access allows open access to judicial documents and provides information to the public in hopes of making the courts appear more legitimate. Now here's the next footnote. For
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2 3 4 5 6 7 8 9 10 11	Proceedings read and everything. So if I accidentally read her thing through that, that could be possible. But I know that I read Nycomed, you know, and it was very obvious what could be taken and directly drawn from that. So that could be a very mistake, if that makes sense. DEAN WILLIAMS: I might be able to help here. So if we look at this sentence, it says, The definition of	2 3 4 5 6 7 8 9 10 11 12	Proceedings The second circuit explains in Nycomed Inc. versus Glenmark Generics, that the right of public access allows open access to judicial documents and provides information to the public in hopes of making the courts appear more legitimate. Now here's the next footnote. For the purposes of this note, the definition of judicial documents is particularly relevant because, as the
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2 3 4 5 6 7 8 9 10 11 12 13 14	Proceedings read and everything. So if I accidentally read her thing through that, that could be possible. But I know that I read Nycomed, you know, and it was very obvious what could be taken and directly drawn from that. So that could be a very mistake, if that makes sense. DEAN WILLIAMS: I might be able to help here. So if we look at this sentence, it says, The definition of judicial documents, as discussed in part 2C, is relevant. Documents which are submitted to and accepted by a court of	2 3 4 5 6 7 8 9 10 11 12 13 14 15	Proceedings The second circuit explains in Nycomed Inc. versus Glenmark Generics, that the right of public access allows open access to judicial documents and provides information to the public in hopes of making the courts appear more legitimate. Now here's the next footnote. For the purposes of this note, the definition of judicial documents is particularly relevant because, as the second circuit declared in Lugosch, judicial documents are presumed to be open to public access as described in
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48 (Pages 186 to 189)



		1	
	Page 190		Page 191
1	Proceedings	1	Proceedings
2	the relevant documents which are	2	paper, you would have reached out. You
3	submitted to and accepted by the court	3	would have asked. I want to know,
4	of competent jurisdiction. So, I	4	explicitly, were you aware that or I
5	believe following the footnotes, that 2C	5	guess, was an incomplete an option?
6	there actually refers to part 2D of this	6	Were those resources available for
7	law review article.	7	you to take advantage of? Because you
8	Does that make sense?	8	listed a lot of different things that
9	PROFESSOR BUTLER: So that makes	9	would have warranted support in those
10	the cross reference even worse.	10	ways, so did you know that those were
11	DEAN WILLIAMS: I'm just saying.	11	available? Did you think about using
12	: My last point of	12	them?
13	clarification, I guess, more so.	13	MS. TSHUDY: I thought that the
14	So, first of all, I want to	14	only available option would really just
15	acknowledge how difficult it is to go	15	be, you know, just to withdraw from the
16	through the semester that you just went	16	course completely and lose all my work,
17	through. I don't know if that's been	17	which, you know, was a consideration.
18	mentioned yet, but it needs to be	18	But again, I did not realize looking
19	mentioned. And that's incredibly, yeah,	19 20	back, if I had even thought that this
20	it's incredibly hard. Because we know	21	was a potential then I would have
21 22	students experience these different	22	just done that because taking a
23	hardships, there are different resources	23	withdrawal or something, not an
23 24	available for students.	24	incomplete, as separate from withdrawal
25	Now, I know you mentioned that if you thought that you couldn't finish the	25	where I literally just wouldn't get credit, would be sad, because obviously
23	you thought that you couldn't finish the	25	cream, would be sau, because obviously
	Page 192		Page 193
1		1	
	Proceedings	1 2	Proceedings
1 2 3		1 2 3	Proceedings MS. TSHUDY: Partway through.
2	Proceedings worked extensively for this course. But I did not think that	2	Proceedings
2	Proceedings worked extensively for this course. But I did not think that incomplete was possibility. I did not	2 3 4 5	Proceedings MS. TSHUDY: Partway through. DEAN WILLIAMS: Okay. Yeah.
2 3 4	Proceedings worked extensively for this course. But I did not think that	2 3 4 5 6	Proceedings MS. TSHUDY: Partway through. DEAN WILLIAMS: Okay. Yeah. Thank you.
2 3 4 5 6 7	Proceedings worked extensively for this course. But I did not think that incomplete was possibility. I did not know that incomplete was an option. I did not know that I could extend it to ensure, you know, to ensure	2 3 4 5 6 7	Proceedings MS. TSHUDY: Partway through. DEAN WILLIAMS: Okay. Yeah. Thank you. : Just a few simple questions. That's all right. Would you say it's accurate that
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	Proceedings worked extensively for this course. But I did not think that incomplete was possibility. I did not know that incomplete was an option. I did not know that I could extend it to ensure, you know, to ensure DEAN WILLIAMS: Ms. Tshudy, can I ask you a question? I don't I know that and thank you for acknowledging how difficult this has been. In your first year of law school, did you were there times when you asked for assistance and were there any classes that you deferred in your first year? MS. TSHUDY: My legal research. DEAN WILLIAMS: And at what point did you defer that? MS. TSHUDY: That's a very good question.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	Proceedings MS. TSHUDY: Partway through. DEAN WILLIAMS: Okay. Yeah. Thank vou. : Just a few simple questions. That's all right. Would you say it's accurate that you finished this paper in a rush or a panic, just given that it was turned in late in the semester, that you MS. TSHUDY: Yeah, especially when it comes to citations and everything. So his mentioning of me actually submitting it two days late was actually submitting it two days late was actually because, oddly enough, if my doctors were concerned, obviously, about me being on campus, and that's why I was remote, but I actually had to come onto campus for finals. And in response to that, I actually got horribly sick because I hadn't been exposed to everything.





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1	Proceedings	1	Proceedings
2	And I sent them,	2	ultimately I even told them that, if I
3	sadly, pictures. I told them not to	3	submit this and he says this isn't
4	look at the bottom just in case, but if	4	acceptable, it's two days late
5	they wanted to because I was horribly	5	because he reiterated in a syllabus that
6	sick.	6	there was no extension, like no reason.
7	So even then, like, my window to	7	So, to me, I was literally just
8	be able to make sure that there weren't	8	like, well, there's no possible
9	citation issues or any issues like this	9	extension, so I'm just going to submit
10	crumbled drastically. And so,	10	it and if he says that I need to appeal
11	obviously, it's not even close again,	11	to the deans for a withdrawal and I'm
12	I figured that at most I was just going	12	not going to get credit for the course,
13	to get bad grade because I thought it	13	then that's it, because literally
14	was generic and too many people wrote	14	there's no other option for me. There's
15	about this. And I thought, well, this	15	no other way around it. He solidified
16	is going to be but I thought it at	16	that I honestly didn't think he was
17	least qualified. And I thought that my	17	going to accept it and that I was going
18	sources were there and cited and	18	to withdraw from the course.
19	everything.	19	So when I submitted it, I didn't
20	And I even talked to not	20	have any belief that it would, you know,
21	student services, but I talked to people	21	even materialize. I just wanted to, in
22	in the other service center across from	22	my mind, make sure that I completed it
23	testing about how this is that I	23	and, at least, showed him, you know,
24	literally just have no idea what to do	24	that I've always been eager to do the
25	about this paper and stuff. And	25	work and the work was there and that
	Page 196		Page 197
1		1	
1	Proceedings	1 2	Proceedings
2	Proceedings this is just circumstance control. But	2	Proceedings so that's why I use resource outlines
2 3	Proceedings this is just circumstance control. But again, I didn't even know if I would	2 3	Proceedings so that's why I use resource outlines and stuff. And so it would make sense
2 3 4	Proceedings this is just circumstance control. But again, I didn't even know if I would ever be right or graded or anything	2 3 4	Proceedings so that's why I use resource outlines and stuff. And so it would make sense that, especially when there was
2 3 4 5	Proceedings this is just circumstance control. But again, I didn't even know if I would ever be right or graded or anything because again, it says specifically in	2 3 4 5	Proceedings so that's why I use resource outlines and stuff. And so it would make sense that, especially when there was confusion as to whether the requirement
2 3 4 5 6	Proceedings this is just circumstance control. But again, I didn't even know if I would ever be right or graded or anything because again, it says specifically in the syllabus of all the syllabi I've	2 3 4 5 6	Proceedings so that's why I use resource outlines and stuff. And so it would make sense that, especially when there was confusion as to whether the requirement was 20 pages or whether the requirement
2 3 4 5 6 7	Proceedings this is just circumstance control. But again, I didn't even know if I would ever be right or graded or anything because again, it says specifically in the syllabus of all the syllabi I've ever received, his would be the most	2 3 4 5 6 7	Proceedings so that's why I use resource outlines and stuff. And so it would make sense that, especially when there was confusion as to whether the requirement was 20 pages or whether the requirement was so many words. And they didn't line
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1	Proceedings	1	Proceedings
2	Because, again, I had succeeded in	2	what happened? Had you been told
3	doing the word maximum, but I never	3	plagiarism is irrelevant of intent? We
4	expected the word requirement not to	4	have found these repeated passages in
5	match up with the page requirements.	5	your paper and this
6	: Yeah, that makes	6	MS. TSHUDY: Oh, then I definitely
7	sense. So it seems, then, quite	7	would have agreed. If it was irrelevant
8	possible, if not probable, that what	8	of intent and it was just based on me
9	happened here is, essentially,	9	being open to the idea that I made
10	accidental plagiarism. So had that	10	mistakes, I would have definitely
11	been so had you understood plagiarism	11	agreed.
12	to be a strict liability offense, do you	12	I thought I was trying to ask
13	think you would have signed the	13	her for our conversation, that was
14	agreement that was presented to you last	14	rushed, that was like at 4:15 or
15	week?	15	something on the day that I had to
16	MS. TSHUDY: No agreement was	16	decide by 5:00. That was literally me
17	presented.	17	trying to ask, like, is it plagiarism
18	DEAN WILLIAMS: Yeah, I didn't	18	apart from mens rea? Like, is it
19	draft an agreement because I wouldn't	19	something that because looking up the
20	draft that	20	definition of plagiarism has "knowingly"
21	: Had such an option	21	or "intentionally" and stuff or is
22	been presented to you, do you think you	22	there room for mistakes? Does it
23	would have been likely to agree with	23	comprehend mistakes?
24	that, or would you have felt that that	24	So if I had known that mistake is
25	was not an accurate representation of	25	still guilty of I wouldn't have even
	Page 200		Page 201
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1 2	Proceedings	1 2	Proceedings
2	Proceedings risked it. Again, I would have asked	2	Proceedings MS. TSHUDY: Well, he was just
2	Proceedings risked it. Again, I would have asked honestly if it was possible just to take	2 3	Proceedings MS. TSHUDY: Well, he was just there if he needs verification about the
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2 3 4 5 6 7	Proceedings risked it. Again, I would have asked honestly if it was possible just to take my entire grade away because it was not worth betting that I did not make mistakes. Obviously, going through that, I did not have the pride necessary to say anything like that or to stick to	2 3 4 5 6 7	Proceedings MS. TSHUDY: Well, he was just there if he needs verification about the reason that I can't necessarily show as many sources, right now. Like, for instance, the big part was, like, the
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1	Proceedings	1	Proceedings
2	PROFESSOR BUTLER: Let's assume	2	in these articles. And the topics were
3	that you could show us that material.	3	laid out in the same way. The only
4	MS. TSHUDY: Yeah.	4	difference is sometimes they would have
5	PROFESSOR BUTLER: What would you	5	additional topics that they felt like
6	expect that material to demonstrate to	6	they would put in their input.
7	us?	7	PROFESSOR BUTLER: The problem
8	MS. TSHUDY: Professor Williams	8	is
9	mentioned that it's just the	9	MS. TSHUDY: This was without
10	organization of the second half of my	10	these cases, though. These cases were
11	paper was, you know, a big part of being	11	separate because they were biotech and
12	concerned about this. And I literally	12	pharmaceutical cases, which some of them
13	could have showed that's just generally	13	had the same cases, but some of them had
14	how that's literally, just common.	14	different cases. But they were
15	Exactly how all these different ads	15	concerned about the general layout and
16	literally line up, lay it out. He's not	16	organization of the paper. That's
17	the only person, like, anybody who's	17	directly what I could have brought right
18	ever seen me, I literally would click	18	in with them.
19	through these things because I'd laugh	19	PROFESSOR BUTLER: And how would
20	at them, because I thought they were	20	that change the proposition? The
21	funny because they thought that I needed	21	proposition is this: There are
22	somebody to represent me for litigation.	22	paragraphs in your paper which are
23	But even things as specific as,	23	verbatim from other sources and none of
24	you know, the civil procedure, rules and	24	them are cited. None of them. That's
25	everything like that, was even laid out	25	plagiarism.
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	Page 204		Page 205
1	Proceedings	1	Proceedings
2	Proceedings How would offering us the	2	Proceedings DEAN WILLIAMS: Well, let's talk
2 3	Proceedings How would offering us the additional material that you're not able	2 3	Proceedings DEAN WILLIAMS: Well, let's talk about may we talk about the
2 3 4	Proceedings How would offering us the additional material that you're not able to offer change that outcome?	2 3 4	Proceedings DEAN WILLIAMS: Well, let's talk about may we talk about the organization, Professor Butler?
2 3 4 5	Proceedings How would offering us the additional material that you're not able to offer change that outcome? MS. TSHUDY: Like you're saying	2 3 4 5	Proceedings DEAN WILLIAMS: Well, let's talk about may we talk about the organization, Professor Butler? PROFESSOR BUTLER: Fine.
2 3 4 5 6	Proceedings How would offering us the additional material that you're not able to offer change that outcome? MS. TSHUDY: Like you're saying multiple paragraphs that are verbatim?	2 3 4 5 6	Proceedings DEAN WILLIAMS: Well, let's talk about may we talk about the organization, Professor Butler? PROFESSOR BUTLER: Fine. DEAN WILLIAMS: So I'm going to go
2 3 4 5 6 7	Proceedings How would offering us the additional material that you're not able to offer change that outcome? MS. TSHUDY: Like you're saying multiple paragraphs that are verbatim? PROFESSOR BUTLER: I'm saying it	2 3 4 5 6 7	Proceedings DEAN WILLIAMS: Well, let's talk about may we talk about the organization, Professor Butler? PROFESSOR BUTLER: Fine. DEAN WILLIAMS: So I'm going to go back to my pink highlighting, because
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_	Page 206		Page 207
1	Proceedings	1	Proceedings
2	information is germane	2	Ms. Tshudy's paper tracks this virtually
3	Then we keep going. This is the	3	word-for-word. If you go to page
4	next thing and she here she cites to	4	continue on page 15. And then she goes
5	Momenta in exactly the same way that is	5	to Massey Coal in exactly the same order
6	cited to Momenta. The next thing she	6	that Ms. Rogers cites to Massey Coal,
7	cites to is Nycomed, in exactly the same	7	uses this same cite on page 16.
8	order in which Ms. Rogers cites to	8	On page 17, she starts to talk
9	Nycomed.	9	about subpoenas here, you know, and then
10	The next thing is this reference	10	this is also word-for-word, although
11	to Massey Coal in exactly the same order	11	there is no per se protection for trade
12	in which Ms. Tshudy refers to Massey	12	secrets under Rule 45, it's likely that
13	Coal on page 14 of her paper.	13	the generic manufacturer would be able
14	The next thing is this whole	14	to withstand disclosure of a biomedical
15	thing and even this reference to	15	equivalency test in the event of a
16	sorry, I need to look at it again. This	16	subpoena.
17	reference, disclosed to the plaintiff	17	She uses the exact same example,
18	several documents marked confidential	18	for example, in Fosamax, exact same
19	per the protective order, a few of which	19	example as is cited in this Law Review
20	demonstrated the defendant needed	20	article on page 17, word-for-word, I
21	chemicals, blah, blah. Exactly	21	might add.
22	word-for-word from the Law Review	22	If you go to page 18, this quote
23	article.	23	about, We already talked a little bit
24	If you go to page 15, starting	24	about this notion of the wider social
25	with that sentence, Ultimately	25	good, that's on page 17. And page 18,
		1	
	Page 208		Page 209
1		1	
1 2	Proceedings	1 2	Proceedings
2	Proceedings you know, When comparing this case with	2	Proceedings thing is yeah, he would be able to
2	Proceedings you know, When comparing this case with a potential disclosure of a and she	2 3	Proceedings thing is yeah, he would be able to explain the organization structure and
2 3 4	Proceedings you know, When comparing this case with a potential disclosure of a and she doesn't use the word bioequivalency	2 3 4	Proceedings thing is yeah, he would be able to explain the organization structure and he would be able to verify that
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1	Proceedings	1	Proceedings
2	Yes.	2	think of those students. So there's
3	: I have two questions.	3	sort of a potential harm as long as
4	Professor Gould, what is the harm	4	those students, in our profession, feel
5	that has been done in the situation?	5	that things are being addressed. So
6	Can you expand on what it is?	6	that comes to mind.
7	PROFESSOR GOULD: What is the	7	: Thank you.
8	harm?	8	Ms. Tshudy, hearing what the
9	It's just sad. I don't know what	9	potential harm is or what the effect of
10	to say. Under the honor code, I felt	10	the harm is and knowing now the
11	obligated to report. It's sort of	11	definition of plagiarism, what do you
12	simple as that. It hasn't hurt my life.	12	think your role would be in mitigating
13	I mean, I had to drive here 3 hours,	13	any of that harm?
14	but	14	MS. TSHUDY: In mitigating it?
15	But the harm I mean, in a	15	I'm not here seeking any, you know,
16	bigger sense, okay in a bigger sense,	16	credit or publication or anything
17	I also think of my other students here	17	spread I mean, obviously, even just
18	at the law school, this semester and	18	with finding out this strict liability
19	from two years ago, and everyone's	19	and everything which I probably knew
20	really done really hard work, a lot of	20	but just didn't fully, like, grasp,
21	research and a lot of good writing and I	21	especially at the time where I was
22	know it's taken a lot of time and	22	making the decision of whether to
23	effort. And so there's one thing I'm	23	actually submit or not.
24	watching and when I think about, besides	24	I won't say that I would ever even
25	my duty to report my suspicion, I do	25	attempt, never even attempt to
	Page 216		Page 217
1	Proceedings	1	Proceedings
1	Proceedings	1 2	Proceedings
2	Proceedings plagiarize something. But now it's just	2	Proceedings So obviously just getting rid of
2	Proceedings plagiarize something. But now it's just like, you know, avoiding it at all	2 3	Proceedings So obviously just getting rid of the paper, I guess, would be, like, the
2 3 4	Proceedings plagiarize something. But now it's just like, you know, avoiding it at all costs. Like even just not even like I	2 3 4	Proceedings So obviously just getting rid of the paper, I guess, would be, like, the first way to prevent any additional harm
2 3 4 5	Proceedings plagiarize something. But now it's just like, you know, avoiding it at all costs. Like even just not even like I don't even think that I would ever try	2 3 4 5	Proceedings So obviously just getting rid of the paper, I guess, would be, like, the first way to prevent any additional harm just from the writing alone. I'm trying
2 3 4 5 6	Proceedings plagiarize something. But now it's just like, you know, avoiding it at all costs. Like even just not even like I don't even think that I would ever try using secondary sources again just	2 3 4 5 6	Proceedings So obviously just getting rid of the paper, I guess, would be, like, the first way to prevent any additional harm just from the writing alone. I'm trying to think of who I've really
2 3 4 5 6 7	Proceedings plagiarize something. But now it's just like, you know, avoiding it at all costs. Like even just not even like I don't even think that I would ever try using secondary sources again just because of the risk.	2 3 4 5 6 7	Proceedings So obviously just getting rid of the paper, I guess, would be, like, the first way to prevent any additional harm just from the writing alone. I'm trying to think of who I've really obviously, I apologize to everyone that
2 3 4 5 6 7 8	Proceedings plagiarize something. But now it's just like, you know, avoiding it at all costs. Like even just not even like I don't even think that I would ever try using secondary sources again just because of the risk. I want to clarify a	2 3 4 5 6 7 8	Proceedings So obviously just getting rid of the paper, I guess, would be, like, the first way to prevent any additional harm just from the writing alone. I'm trying to think of who I've really obviously, I apologize to everyone that you even had to come to a hearing today,
2 3 4 5 6 7 8	Proceedings plagiarize something. But now it's just like, you know, avoiding it at all costs. Like even just not even like I don't even think that I would ever try using secondary sources again just because of the risk. I want to clarify a little bit. So hearing the effects of	2 3 4 5 6 7 8 9	Proceedings So obviously just getting rid of the paper, I guess, would be, like, the first way to prevent any additional harm just from the writing alone. I'm trying to think of who I've really obviously, I apologize to everyone that you even had to come to a hearing today, but I felt bad for that beforehand. I
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1	Proceedings	1	Proceedings
2	You know, as Professor Gould has	2	an experience to be able to share with
3	said, plagiarism is an odd crime and	3	anybody I come across because
4	that it's not one that causes a direct	4	ultimately I mean if I had known the
5	impact necessarily to any one person.	5	details like I said I would have never
6	It's a social harm, if you will, a harm	6	even
7	to the community at large. And so in a	7	Like, even though I submitted,
8	few minutes the board will step away to	8	thinking that he wouldn't necessarily
9	deliberate and when we return, if	9	even take it, this past thing. I would
10	there's been a violation found there'll	10	have just told expressed to people
11	be an additional discussion of potential	11	and can always advise people and say,
12	sanctions.	12	Hey, this is my story, this is what
13	And I think what	13	happened to me and stuff. And you can
14	at, and what I would very much, like,	14	have all the good intentions and it's
15	think would be a wise thing for you to	15	still just not worth it.
16	consider at the moment is, if there is a	16	And I would say that I thought
17	violation found, what you can give back	17	that it was worth it, I just didn't
18	to the community, ways you can lessen	18	understand or grasp the level. But
19	that sort of amorphous harm that occurs	19	even from the beginning, like I
20	just from the act of plagiarism because	20	explained to Professor Williams, that
21	that will be relevant if there are any	21	I've always advocated for this process
22	sections to be found.	22	and even having this option to come here
23	Just something to think about.	23	and being able to go through this and
24	MS. TSHUDY: For certain, one	24	to be honest I couldn't find anybody who
25	thing is to use this as, you know, just	25	really had or had details on how exactly
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1	Page 220 Proceedings	1	Page 221 Proceedings
2		2	
	Proceedings operates. The biggest thing is, in anything	2 3	Proceedings disability loss last semester and found out that even our disability law
2	Proceedings operates.	2 3 4	Proceedings disability loss last semester and found
2	Proceedings operates. The biggest thing is, in anything	2 3 4 5	Proceedings disability loss last semester and found out that even our disability law
2 3 4	Proceedings operates. The biggest thing is, in anything in my life, you know, being able to	2 3 4 5 6	Proceedings disability loss last semester and found out that even our disability law professor doesn't actually know the laws regarding service animals. But if given the opportunity, I'd happily discuss
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2 3 4 5 6 7	Proceedings operates. The biggest thing is, in anything in my life, you know, being able to share that with people so that they don't have to make the same mistakes you do or realize the levels that you	2 3 4 5 6 7	Proceedings disability loss last semester and found out that even our disability law professor doesn't actually know the laws regarding service animals. But if given the opportunity, I'd happily discuss this with other students as well, to a
2 3 4 5 6 7 8	Proceedings operates. The biggest thing is, in anything in my life, you know, being able to share that with people so that they don't have to make the same mistakes you do or realize the levels that you have to go to to avoid stuff. So I feel	2 3 4 5 6 7 8	Proceedings disability loss last semester and found out that even our disability law professor doesn't actually know the laws regarding service animals. But if given the opportunity, I'd happily discuss this with other students as well, to a tee, to every single detail, every
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1	Proceedings	1	Proceedings
2	from your professor of what would	2	address was that there's something I
3	pertain and stuff like that. And I	3	think that you're almost getting to but
4	think the open endedness of, you know,	4	not quite getting to, which is
5	legal writing really did not convey that	5	accountability. Which is the fact that
6	properly to students.	6	there were parts of your paper that
7	And so even if it comes to my	7	verbatim, word-for-word, were copied
8	peers explaining that, Hey, probably	8	from another paper.
9	best to just stay away from secondary	9	And when you're answering you're
10	materials if you can, just kind of that	10	saying, well, part of what I've learned
11	thing because that's honestly been	11	is not to use secondary sources. But I
12	something that's been in the discussion	12	don't think that that's the moral lesson
13	which means that there's a lot of other	13	of why we're here today. The point is
14	students even at our school alone that	14	not, not to use secondary sources. In
15	don't actually realize this.	15	your grad school career you're going to
16	: Can I jump in. I just,	16	obviously write lots of papers, use
17	there's something that I really want to	17	secondary sources.
18	address. First of all, I know that you	18	I think the lesson here would be
19	also had a very hard semester and I also	19	to take accountability and understand
20	wanted to acknowledge the adversity that	20	or take time to understand what it
21	you've been through because it is	21	actually is that you've done. And it is
22	tremendously stressful to have gone	22	like a little bit of a weird crime to
23	through that and it's very commendable	23	plagiarize, because, at first, it can
24	that you're here today.	24	seem I remember learning what it was
25	But the one thing I also wanted to	25	when I was in high school, in college,
23	But the one thing I also wanted to	25	when I was in high school, in conege,
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	Proceedings and it's like, well, who is this really		Proceedings hard to obviously, I can't even
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DEAN WILLIAMS: Okay. 16 other documents that are attached there,
17 PROFESSOR BUTLER: Should she 17 too.
should wait around? 18 MS. TSHUDY: I just want to make
DEAN WILLIAMS: Yes, she should 19 sure this was supplied as well.
20 wait. 20 DEAN WILLIAMS: Uh-huh.
Trisha, you should wait. You're 21 MS. TSHUDY: Okay. Good, because
free to wait in this room. Understand 22 that's drastic difference. And I
that the recording is continuing, so if 23 obviously didn't have the Turnitin
you want to stay in this room, 24 originally discussed. So it's drastic
25 understand that whatever you say will be 25 difference in the percentages.
Page 228 Page 229
1 Proceedings 1 Proceedings
2 (Crosstalk.) 2 written reprimand to be included in the
3 DEAN WILLIAMS: Turnitin actually 3 student's record do not underestimate
4 is a little bit more sophisticated. 4 the implications of that: denial of
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1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	Proceedings other comments or questions, then this meeting is adjourned. Thank you all. DEAN WILLIAMS: Thank you, Professor Butler. MS. TSHUDY: Appeal this? DEAN WILLIAMS: I'm sorry? MS. TSHUDY: Could I maybe appeal this? DEAN WILLIAMS: So, under the honor code, if you go to section chapter 7, shows you the procedure for appeal. Professor Butler is required to prepare a report, which will be a summary report and he has an obligation to provide that, I believe, within seven days give me one second. PROFESSOR BUTLER: Yeah, it's seven days. DEAN WILLIAMS: So Professor Butler will provide that within seven days. And then you have seven days from the receipt of the report to appeal to the dean. Thank you, Professor Butler.	PROFESSOR BUTLER: Need anything else? DEAN WILLIAMS: I do not. Thank you. Thanks.
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	CERTIFICATE STATE OF NEW YORK) : SS COUNTY OF NEW YORK) I, Marissa Mignano, a Notary Public within and for the State of New York, do hereby certify the within is a a true and accurate transcription of the audiotapes recorded. I further certify that I am not related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter. IN WITNESS WHEREOF, I have hereunto set my hand this 6th day of September 2022. MARISSA MIGNANO	



